IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.1067 of 2008
ARUN KUMAR
Versus
THE STATE OF BIHAR

04/ 06.05.2008 Heard learned counsel for the petitioner and learned counsel for the State.

Petitioner is an accused for an offence punishable under section 395 of the Penal Code.

Learned counsel for the petitioner submits that neither he is named in the first information report nor he has been put at the test identification parade although he has remained in custody since 29.07.2007. He further submits that the petitioner has been implicated only on the statements of the witnesses that the petitioner was seen fleeing along with others and on search Rs.30,000.00 was found in the house of the petitioner. He also submits that the said amount was own money of the petitioner and another co-accused has been enlarged on bail on the order of this Court dated 31.01.2008 passed in Cr. Misc. No. 56866 of 2007, but the petitioner is still in custody although he has got no criminal antecedent.

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Considering the facts and circumstances, this petition for bail is allowed. Accordingly, let the sole petitioner, namely, Arun Kumar be admitted to bail on executing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Saran at Chapra in connection with Baniapur P.S. Case No. 95/2007.

(S. N. Hussain, J.)

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